

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RYAN MOODY,

Defendant.

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8:05CR237

ORDER

This matter is before the court on defendant's unopposed MOTION TO EXTEND TIME IN WHICH TO FILE PRETRIAL MOTIONS [31]. Defendant has filed a waiver of speedy trial in compliance with NECrimR 12.3. For good cause shown, I find that the motion should be granted.

IT IS ORDERED:

1. Defendant's MOTION TO EXTEND TIME IN WHICH TO FILE PRETRIAL MOTIONS [31] is granted. Pretrial motions shall be filed on or before August 1, 2005.

2. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional time arising as a result of the granting of the motion, i.e., the time between July 25, 2005 and August 1, 2005, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel required additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED July 26, 2005.

BY THE COURT:

s/ F.A. Gossett

United States Magistrate Judge